

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Anticipated Classification of This Application: Class: 424

Prior Application: 10/289,025 Examiner: L. Channavajjala Art Unit: 1615

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VA 22313-1450

Sir:

Transmitted herewith for filing is a continuation under 37 C.F.R. 1.53b, of pending prior Application Serial Number 10/289,025 filed on November 6, 2002, which is a continuation of application Serial No. 10/100,930 filed on March 19, 2002 (U.S. Patent No. 6,534,093), which is a continuation of application Serial No. 09/456,614 filed on December 8, 1999 (U.S. Patent No. 6,410,054), which claims priority from United States Provisional application Serial No. 60/111,646 filed on December 9, 1998, now abandoned, of Shilpa S. Thosar, Rajeev D. Gokhale, and Dwain S. Tolbert entitled MICRONIZED EPLERENONE COMPOSITIONS.

[X] Enclosed is a copy of the prior application, including the Oath of Declaration as originally filed June 2, 2000, and the Assignment as originally filed June 2, 2000. I hereby verify that the attached papers are a true copy of said prior application, Serial No. 09/456,614, as originally filed on December 8, 1999.

[ ] Cancel in this application, original Claims \_\_\_\_ of the prior application before calculating the filing fee. (At least one original, independent claim must be retained for filing purposes)

[X] Amend the specification by inserting before the first line of the sentence: --This is a continuation of application Serial No. 10/289,025 filed on November 6, 2002, which is a continuation of application Serial No. 10/100,930 filed on March 19, 2002 (U.S. Patent No. 6,534,093), which is a continuation of application Serial No. 09/456,614 filed on December 8, 1999 (U.S. Patent No. 6,410,054), which claims priority from United States Provisional application Serial No. 60/111,646 filed on December 9, 1998, now abandoned.

[ ] A preliminary amendment is enclosed.

[X] The filing fee is calculated below:

Basic Filing Fee [37 CFR 1.16(a)]				\$770.00
Additional Filing Fee [37 CFR 1.16(b), (c)]				
Claims	No. Filed	No. Extra	Rate	
Independent	14 - 3 =	11	X \$86.00 =	946.00
Total	72 - 20 =	52	X \$18.00 =	936.00
TOTAL FEE:				2,652.00

[X] A triplicate copy of this transmittal paper is enclosed.

[X] Please charge the above calculated total fee to my Deposit Account No. 19-1025.

[X] The Commissioner is hereby authorized and requested to charge any fees in addition to the above as well as all future fees set forth in 37

CFR 1.16 and 1.17 which may be required during the entire pendency of this Application, and credit any overcharges to Deposit Account No. 19-1025 [37 CFR 1.25(b)].

NOTE: THIS AUTHORIZATION DOES NOT INCLUDE FEES REQUIRED UNDER 37 CFR 1.18

☐ Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. ANOTHER DUPLICATE COPY OF THIS SHEET IS ENCLOSED FOR FILING IN THE PRIOR APPLICATION FILE.

☒ New formal drawings are enclosed.

☐ Priority of Application Serial No. \_\_\_\_\_, filed on \_\_\_\_\_ in \_\_\_\_\_ (country) is claimed under 35 U.S.C. 119.

☐ The certified copy of the priority application has been filed in prior Application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.

☒ The prior application is assigned of record to G. D. Searle & Co., P. O. Box 5110, Chicago, Illinois 60680.

☒ The Power of Attorney in the prior application is to WELSH & KATZ, LTD.

☐ The power appears in the original papers in the prior application.

☒ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

☒ Enclosed is a copy of the Associate Power of Attorney from J. Timothy Keane.

☒ Address all future communications to:

Pharmacia Corporation  
Global Patent Department  
P. O. Box 1027  
St. Louis, Missouri 63006  
Customer No: 26648

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: April 2, 2004

Joseph R. Schuh  
Joseph R. Schuh  
Agent for Applicants  
Registration No. 48,180  
314-274-7354 (St. Louis)

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**Applicant(s): **Thosar, et. al.**

Docket No.

**3168/7/US**Serial No.  
Not AssignedFiling Date  
**April 2, 2004**Examiner  
Not AssignedGroup Art Unit  
Not AssignedInvention: **MICRONIZED EPLERENONE COMPOSITIONS**

I hereby certify that the following correspondence:

**Transmittal Letter, Fee Transmittal, Copy of Specification, Copy of Assignment, Copy of Declaration and Power of Attorney, Power of Attorney by Assignee of Entire Interest, Associate Power of Attorney, and Return Postcard***(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

**April 2, 2004**  
*(Date)*

**Linda Haley***(Typed or Printed Name of Person Mailing Correspondence)*

  
*(Signature of Person Mailing Correspondence)*

**EV 418194356 US***("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) \$2,652.00

## Complete if Known

Application Number	Not Assigned
Filing Date	April 2, 2004
First Named Inventor	Shilpa S. Thosar
Examiner Name	Not Assigned
Art Unit	Not Assigned
Attorney Docket No.	3168/7/US

### METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit  
Account  
Number

19-1025

Deposit  
Account  
Name

Pharmacia Corporation

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

### FEE CALCULATION

#### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	770.00
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$ 770.00)

#### 2. EXTRA CLAIM FEES FOR UTILITY AND

Extra Claims		Fee from below		Fee Paid
Total Claims				
72	-20** =	52	X 18.00 =	936.00
Independent Claims	14 - 3** =	11	X 86.00 =	946.00
Multiple Dependent				

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) \$1,882.00

\*\*or number previously paid, if greater; For Reissues, see above

### FEE CALCULATION (continued)

#### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non - English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR § 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Statement	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify)					0.00

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) \$0.00

### SUBMITTED BY

Name (Print/Type)	Joseph R. Schuh	Registration No. (Attorney/Agent)	48,180	Telephone	314-274-8182
Signature	Joseph R. Schuh	Date	April 2, 2004		

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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